

(i) *Inland waters* means all other waters of the U.S. not included in the definition of coastal waters.

NOTE: Inland waters are those waters where the Environmental Protection Agency has the responsibility for providing On-Scene Coordinators under the National Contingency Plan. Specific dividing lines between coastal and inland waters are contained in Regional Contingency Plans prepared pursuant to the National Contingency Plan.

(j) *Mechanical removal* means the use of pumps, skimmers, booms, earthmoving equipment, and other mechanical devices to contain the discharge of oil and to recover the discharge from the water or adjoining shorelines.

(k) *Navigable waters* means the waters of the United States as defined in paragraph 2.05–25(b) of this Chapter.

(l) *Offshore facility* means any facility of any kind located in, on, or under, any of the navigable waters of the United States, and any facility of any kind which is subject to the jurisdiction of the United States and is located in, on, or under any other waters, other than a vessel or a public vessel.

(m) *Oil* means oil of any kind or in any form, including but not limited to petroleum, fuel oil, sludge, oil refuse, and oil mixed with wastes other than dredged spoil.

(n) *On-Scene Coordinator* or *OSC* is the Federal official predesignated by the Environmental Protection Agency (EPA) or Coast Guard to coordinate and direct Federal removal efforts at the scene of an oil or hazardous substance discharge as prescribed in the National Oil and Hazardous Substances Pollution Contingency Plan (National Contingency Plan) as published in 40 CFR Part 300.

(o) *Onshore facility* means any facility (including, but not limited to, motor vehicles and rolling stock) of any kind located in, on, or under, any land within the United States other than submerged land.

(p) *Person* includes an individual, firm, corporation, association, and a partnership.

(q) *Pollution Fund* and *Fund* means the revolving fund established in the Treasury under the authority in section 311(k) of the Act to carry out the

provisions of section 311 (c), (d), (i), and (l) of the Act.

(r) *Public vessel* means a vessel owned or bare-boat chartered and operated by the United States, or by a State or political subdivision thereof, or by a foreign nation, except when such vessel is engaged in commerce.

(s) *Remove* or *Removal* refers to removal of oil or hazardous substances from the waters and shorelines or the taking of such other actions as may be necessary to minimize or mitigate damage to the public health or welfare, including, but not limited to, fish, shellfish, wildlife, and public and private property, shorelines, and beaches.

(t) *Sorbent* means materials essentially inert and insoluble used to remove oil from water through a variety of sorption mechanisms. Examples include straw, expanded perlite, polyurethane foam, reclaimed paper fibers, and peat moss.

(u) *Such quantities as may be harmful* means those quantities of oil and any hazardous substances determined in accordance with the provisions of section 311(b)(4) of the Act.

NOTE: Regulations that relate to such quantities as may be harmful of oil are published in 40 CFR Part 110. Regulations that relate to such quantities as may be harmful (reportable quantities) of hazardous substances are published in 40 CFR Part 117 and also listed in 40 CFR Part 302.

(v) *United States* means the States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Virgin Islands, and the Trust Territory of the Pacific Islands.

(w) *Vessel* means every description of watercraft or other artificial contrivance used, or capable of being used, as a means of transportation on water other than a public vessel.

[CGD 84–067, 51 FR 17965, May 16, 1986, as amended by CGD 88–052, 53 FR 25121, July 1, 1988; CGD 96–026, 61 FR 33665, June 28, 1996; CGD 97–023, 62 FR 33363, June 19, 1997]

§ 153.105 FWPCA delegations and redelegation.

The delegations and redelegations under the Federal Water Pollution Control Act (FWPCA) [33 U.S.C. 1321 *et*

Coast Guard, DOT

seq.] are published in §1.01–80 and §1.01–85, respectively, of this chapter.

[CGD 91–225, 59 FR 66485, Dec. 27, 1994]

§153.107 [Reserved]

§153.109 CERCLA delegations.

The delegations under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) are published in §1.01–70 of this chapter.

[CGD 83–009, 49 FR 575, Jan. 5, 1984]

Subpart B—Notice of the Discharge of Oil or a Hazardous Substance

§153.201 Purpose.

The purpose of this subpart is to prescribe the manner in which the notice required in section 311(b)(5) of the Act is to be given and to list the government officials to receive that notice.

§153.203 Procedure for the notice of discharge.

Any person in charge of a vessel or of an onshore or offshore facility shall, as soon as they have knowledge of any discharge of oil or a hazardous substance from such vessel or facility in violation of section 311(b)(3) of the Act, immediately notify the National Response Center (NRC), U.S. Coast Guard, 2100 Second Street, SW., Washington, DC 20593, toll free telephone number 800–424–8802 (in Washington, DC metropolitan area, (202) 267–2675). If direct reporting to the NRC is not practicable, reports may be made to the Coast Guard or EPA predesignated OSC for the geographic area where the discharge occurs. All such reports shall be promptly relayed to the NRC. If it is not possible to notify the NRC or the predesignated OSC immediately, reports may be made immediately to the nearest Coast Guard unit, provided that the person in charge of the vessel or onshore or offshore facility notifies the NRC as soon as possible.

NOTE: Geographical jurisdiction of Coast Guard and EPA OSC's are specified in the applicable Regional Contingency Plan. Regional Contingency Plans are available at Coast Guard District Offices and EPA Regional Offices as indicated in Table 2. Ad-

resses and telephone numbers for these offices are listed in Table 1.

[CGD 84–067, 51 FR 17966, May 16, 1986, as amended by CGD 88–052, 53 FR 25121, July 1, 1988]

§153.205 Fines.

Section 311(b)(5) of the Act prescribes that any person who fails to notify the appropriate agency of the United States Government immediately of a discharge is, upon conviction, fined in accordance with Title 18, U.S. Code, or imprisoned for not more than 5 years, or both.

[CGD 97–023, 62 FR 33364, June 19, 1997]

TABLE 1—ADDRESSES AND TELEPHONE NUMBERS OF COAST GUARD DISTRICT OFFICES AND EPA REGIONAL OFFICES

	Address	Telephone
EPA Regional Offices		
Region:		
I	John F. Kennedy Federal Bldg., Boston, MA 02203.	617–565–3715
II	26 Federal Plaza, New York, NY 10278.	212–264–2525
III ...	841 Chestnut Street, Philadelphia, PA 19107.	215–597–9800
IV ..	345 Courtland Street, NE, Atlanta, GA 30365.	404–347–4727
V ...	230 S. Dearborn Street, 13th Floor, Chicago, IL 60604.	312–353–2000
VI ..	1445 Ross Ave., 12th Floor, Suite 1200, Dallas, TX 75202.	214–655–6444
VII	726 Minnesota Avenue, Kansas City, KS 66101.	913–236–2800
VIII	999 18th St., Suite 500, Denver, CO 80202–2405.	303–293–1603
IX ..	215 Fremont Street, San Francisco, CA 94105.	415–974–8071
X ...	1200 6th Avenue, Seattle, WA 98101.	206–442–5810
Coast Guard District Offices		
District:		
1st	408 Atlantic Ave., Boston, MA 02110–2209.	617–223–8444
5th	Federal Bldg., 431 Crawford St., Portsmouth, VA 23705–5004.	757–398–6638
7th	Federal Bldg., Room 1221, 51 S.W. 1st Ave., Miami, FL 33130.	305–536–5651
8th	Hale Boggs Federal Bldg., 500 Camp St., New Orleans, LA 70130–3396.	504–589–6901
9th	1240 East 9th St., Cleveland, OH 44199.	216–522–3919
11th	Building 50–6, Coast Guard Island, Alameda, CA 94501.	510–437–2940
13th	Federal Bldg., 915 Second Ave., Seattle, WA 98174.	206–442–5850
14th	Prince Kalanianaʻole Federal Bldg., 300 Ala Moana Blvd., 9th Floor, Honolulu, HI 96850.	808–541–2114